

MESSAGE NO: 7030307 MESSAGE DATE: 01/30/2017

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: COR-Correction

FR CITE: 81 FR 89062 FR CITE DATE: 12/09/2016

REFERENCE MESSAGE # 7006304
(s):

CASE #(s): A-570-992

EFFECTIVE DATE: 12/09/2016 COURT CASE #:

PERIOD OF REVIEW: 05/08/2014 TO 10/31/2015

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Correction of message 7006304, dated 01/06/2017 concerning monosodium glutamate from PRC exported by the PRC-wide entity for the period 05/08/2014- 10/31/2015 (A-570-992).

1. This is a correction to message 7006304, dated 01/06/2017, to correct the header and to correct paragraphs 1, 4 and 5 of message 7006304.
2. The header of message 7006304 contains an incorrect message type "ARF" and was missing the notice of lifting of suspension date. The header of this message includes the correct message type "LIQ" and the subtype "COR." The notice of lifting of suspension date of 12/09/2016 has also been added to the header of this message. Also, paragraph 6 below now properly shows the companies as exporters and paragraphs 3 and 7 below reference the proper exception paragraphs. Below is the fully corrected message.
3. For all shipments of monosodium glutamate from the People's Republic of China (PRC) exported by the PRC-wide entity (A-570-992-000) entered, or withdrawn from warehouse, for consumption during the period 05/08/2014 through 10/31/2015, assess an antidumping liability equal to 40.41 percent of the entered value of subject merchandise, except if paragraphs 4 or 5 apply.
4. If a cash deposit was collected as security for an estimated antidumping duty for any shipment of product that was entered, or withdrawn from warehouse, for consumption during the period 05/08/2014 through 11/03/2014, assess an antidumping liability equal to 40.41 percent of the entered value or per-unit amount or equal to the amount of the cash deposit, whichever is less.
5. Entries for the period 11/04/2014 through 11/16/2014, should be liquidated via message 4332304, dated 11/28/2014.
6. In Commerce's final results (81 FR 89062, 12/09/2016), Commerce determined that the following exporters are no longer eligible for a separate rate and are considered part of the PRC-entity:

Kong) Limited

Exporter: Fujian Province Jianyang Wuyi MSG Co., Ltd.

Exporter: Neimenggu Fufeng Biotechnologies Co., Ltd.

Exporter: Baoji Fufeng Biotechnologies Co., Ltd.

Therefore, entries of monosodium glutamate from the PRC exported by the firms listed in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 05/08/2014 through 10/31/2015 should be liquidated in accordance with the instructions provided in paragraph 3 above for the PRC-wide entity. Entries of such merchandise may have entered under the following case numbers:

A-570-992-000

A-570-992-001

A-570-992-002

A-570-992-003

A-570-992-004

7. The notice of the lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 3, 4, and 6 occurred with the publication of the final results of administrative review (81 FR 89062, 12/09/2016). Unless instructed otherwise, for all other shipments of monosodium glutamate from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

8. There are no injunctions applicable to the entries covered by this instruction.

9. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

10. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

11. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVII:JA.)

12. There are no restrictions on the release of this information.

Alexander Amdur

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party